

SECTION 401 WATER QUALITY STANDARDS CERTIFICATION FEE SCHEDULE

Section 401 of the Clean Water Act delegates to states the authority to certify that discharges requiring a federal permit comply with state and federal water quality standards and with state laws. Pursuant to Title 23, California Code of Regulations (23 CCR) Section 3838, regional boards and their executive officers are authorized to take water quality certification action on applications for such certification within their region of jurisdiction.

23 CCR Sections 2200(e) and 3833(b)(2) prescribe the following fees for certification of activities that may involve a discharge of dredged or fill material:

1. The total fee, including deposit, for issuing standard certification (no potential for water quality impacts--please consult with the Regional Board before making this determination) as defined in Subsection 3831(p) shall be \$500 or, if \$500 does not cover the agency's cost to issue certification, the appropriate one-time amount determined from items 3 or 4 below.
2. The total fee, including deposit, for taking any other certification action for a discharge of fill/excavated or dredge material shall be the appropriate one-time amount determined from items 3 or 4 below.
3. The total fee, including deposit, for issuing a certification action for **fill**:
 - One acre or less, total fee of \$1,000
 - More than one acre, \$1,000 per acre or part thereof, to a up to a maximum of \$10,000
4. The total fee, including deposit, for issuing a certification action for **dredging**:
 - Less than 10,000 cubic yards - flat fee of \$500
 - 10,000 to 20,000 cubic yards –flat fee of \$2,000
 - More that 20,000 cubic yards - \$2,000 plus \$250 for each additional 5,000 cubic yards or part thereof, up to the statutory maximum of \$10,000.

Dredging generally includes removing sediment in deeper water to increase the depth. Impacts to beneficial uses are best described by the volume of sediment discharged. Dredging typically occurs to facilitate navigation and for aggregate extraction in marine waters.

All fees should be made payable to the Santa Ana Regional Water Quality Control Board and submitted to 3737 Main Street, Suite 500, Riverside, CA 92501-3348, **Attn: 401 Certification**